

MEMORANDUM

B&F
Agenda Item No. 2G

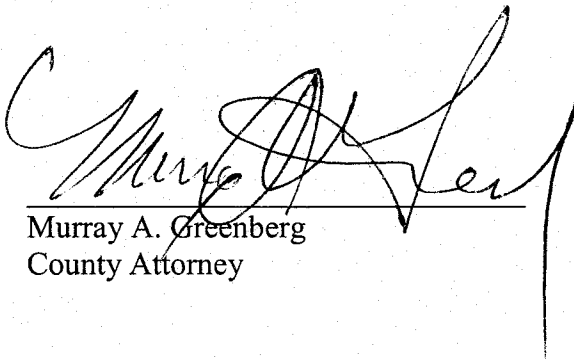
TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: February 13, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Ordinance requiring
contractor responsibility
in county contracting;
providing for
administrative order

The accompanying ordinance was prepared and placed on the agenda at the request of Commissioner Rebeca Sosa.



Murray A. Greenberg
County Attorney

MAG/bw

Date:

February 13, 2007

Memorandum



To:

Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

From:

George M. Borges
County Manager

Subject:

Ordinance providing for contractor responsibility in County contracting

The Ordinance providing for contractor responsibility in County contracting will not have a fiscal impact to Miami-Dade County.

A handwritten signature in cursive script, reading "Alina T. Hudak".

Alina T. Hudak
Assistant County Manager

Fiscal00107



MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: February 6, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No.

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Veto _____

11-28-06

Override

ORDINANCE NO. _____

ORDINANCE REQUIRING CONTRACTOR RESPONSIBILITY
IN COUNTY CONTRACTING; PROVIDING FOR
ADMINISTRATIVE ORDER; AMENDING SECTIONS 2-8.1
AND 10-38 OF THE CODE OF MIAMI-DADE COUNTY;
PROVIDING SEVERABILITY, INCLUSION IN THE CODE
AND AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
MIAMI-DADE COUNTY, FLORIDA:

Section 1 Section 2-8.1 of the Code of Miami-Dade County, Florida, is hereby amended as follows:¹

Section 2-8.1. Contracts and purchases generally.

* * *

>>(j) Contractor responsibility.

The County shall solicit offers from, award contracts to, and consent to subcontract with responsible contractors only. Determinations of contractor responsibility shall be governed by procedures established by administrative order approved by the Board of County Commissioners.<<

Section 2. Section 10-38 of the Code of Miami-Dade County, Florida, is hereby amended as follows:

¹ Words stricken through and/or ~~[[double bracketed]]~~ shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

**Section 10-38. Debarment of contractors from
County work.**

* * *

(a) Purpose of debarment:

(1) The County shall solicit offers from, award contracts to, and consent to subcontracts with responsible contractors only. >>Determinations of contractor responsibility shall be governed by procedures established by administrative order approved by the Board of County Commissioners.<<~~[[To effectuate this policy, the debarment of contractors from County work my be undertaken.]]~~

Section 2. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 3. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 4. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.


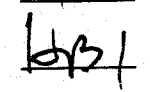
Section 5. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any Sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate work.

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Section 6. This ordinance shall become effective 10 days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as
to form and legal sufficiency.

Prepared by:

Hugo Benitez

Sponsored by Commissioner Rebeca Sosa